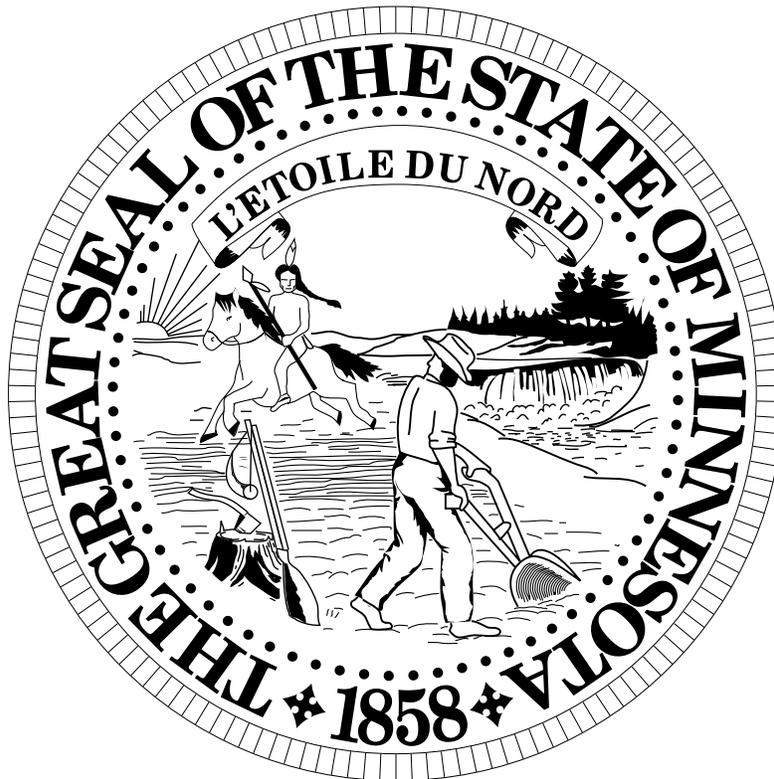


State of Minnesota

State Register

Rules and Official Notices Edition



Published every Monday (Tuesday when Monday is a holiday) by the
Department of Administration – Communications Media Division

Monday 9 April 2001
Volume 25, Number 41
Pages 1629-1648

State Register

Judicial Notice Shall Be Taken of Material Published in the *State Register*

The *State Register* is the official publication of the State of Minnesota, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes* § 14.46. The *State Register* contains:

- proposed, adopted, exempt, expedited emergency and withdrawn rules
- executive orders of the governor
- appointments
- proclamations and commendations
- commissioners' orders
- revenue notices
- official notices
- state grants and loans
- contracts for professional, technical and consulting services
- non-state public bids, contracts and grants
- certificates of assumed name, registration of insignia and marks

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Mae Schunk, Lt. Governor (651) 296-3391	Judi Dutcher, State Auditor (651) 297-3670	Carol Johnson, State Treasurer (651) 296-7091
Department of Administration: David F. Fisher, Commissioner (651) 296-1424 Kent Allin, Asst. Commissioner (651) 297-4261	Communications.Media Division: Mary Mikes, Director (651) 297-3979 Chris Schanus, Manager (651) 282-2974	Robin PanLener, Editor (651) 297-7963 Jane Schmidley, Assistant Editor (651) 296-4273 Jessie Rahmeyer, Subscriptions (651) 297-8774

Printing Schedule and Submission Deadlines

Vol. 25 Issue Number	PUBLISH DATE	Deadline for both Adopted and Proposed RULES	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts
#41	Monday 9 April	Noon Wednesday 28 March	Noon Tuesday 3 April
#42	Monday 16 April	Noon Wednesday 4 April	Noon Tuesday 10 April
#43	Monday 23 April	Noon Wednesday 11 April	Noon Tuesday 17 April
#44	Monday 30 April	Noon Wednesday 18 April	Noon Tuesday 24 April

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PUBLISHING NOTICES IN THE *State Register*: Submit TWO COPIES of your notice, typed double-spaced. State agency submissions must include a "State Register Printing Order" form, and a "Certification/Internal Contract Negotiation" form with contracts for professional, technical and consulting services. Non-State Agencies should submit TWO COPIES, with a letter on your letterhead stationery requesting publication and date to be published. FAXED submissions to (651) 297-8260 are received to meet deadline requirements, but must be followed by originals and applicable forms or letters to be accepted. The charge is \$115.00 per page, billed in tenths of a page (columns are seven inches wide). About 2-1/2 pages typed double-spaced on 8-1/2"x11" paper equal one typeset page in the *State Register*. Contact the editor if you have questions.

An "**Affidavit of Publication**" can be obtained at a cost of \$10.00 for notices published in the *State Register*. This service includes a notarized "Affidavit of Publication" and a copy of the issue of the *State Register* in which the notice appeared.

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Legislative Information

Senate Public Information Office (651) 296-0504
State Capitol, Room 231, St. Paul, MN 55155

Website: www.senate.leg.state.mn.us/departments/secretary/seninfo.htm

House Information Office (651) 296-2146

State Office Building, Room 175, 100 Constitution Ave., St. Paul, MN 55155

Website: www.house.leg.state.mn.us/hinfo/hinfo.htm

Minnesota State Court System

Court Information Office (651) 296-6043 Website: www.courts.state.mn.us
Minnesota Judicial Center, Room 135, 25 Constitution Ave., St. Paul, MN 55155

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Commodity, Service, and Construction contracts are published Tuesday and Friday in a bulletin, the *Solicitation Announcements*. Award results are available from the Materials Management Helpline (651) 296-2600. **Website:** www.mmd.admin.state.mn.us

Individual copies and subscriptions or the *State Register* and *Solicitation Announcements* are available through Minnesota's Bookstore, (651) 297-3000, or (800) 657-3757.

Minnesota Rules: Amendments and Additions

NOTICE: How to Follow State Agency Rulemaking in the State Register

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific **Minnesota Rule** chapter numbers. Every odd-numbered year the **Minnesota Rules** are published. The current 1999 set is a 13-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Generally speaking, proposed and adopted exempt rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, or within 60 days of the effective date of any new statutory grant of required rulemaking.

When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or a notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the *State Register* as **Adopted Rules**. These final adopted rules are not printed in their entirety in the *State Register*, only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the *State Register*, the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the most current edition of the *Minnesota Guidebook to State Agency Services*.

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive; issue #26 cumulative for issues #1-26; issues #27-38 inclusive; issue #39, cumulative for issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

Volume 25, Issue #40-41

Agriculture Department

1545.0230 (adopted) 1633

Racing Commission

7873.0185; .0190; 7877.0120; .0170; 7883.0100; .0130; .0140; .0150;

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Health Department

9400.0100; .0350; .0400; .0500; .0600; .0700; .0800; .1000; .1200;

.1500 (adopted) 1633

9400.1500 s.3 (repealed) 1633

Adopted Rules

A rule becomes effective after the requirements of *Minnesota Statutes* §§14.05-14.28 have been met and five working days after the rule is published in the *State Register*, unless a later date is required by statutes or specified in the rule.

If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed.

If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

Exempt Rules

An exempt rule adopted under *Minnesota Statutes* §§ 14.386 or 14.388 is effective upon its publication in the *State Register*.

Emergency Expedited Rules

Provisions for the Commissioner of Natural Resources to adopt emergency expedited Game and Fish Rules are specified in *Minnesota Statutes* §§ 84.027. The commissioner may adopt emergency expedited rules when conditions exist that do not allow the Commissioner to comply with the requirements for emergency rules. The Commissioner must submit the rule to the attorney general for review and must publish a notice of adoption that includes a copy of the rule and the emergency conditions. Emergency expedited rules are effective upon publication in the *State Register*, and may be effective up to seven days before publication under certain emergency conditions. Emergency expedited rules are effective for the period stated or up to 18 months.

Department of Health

Adopted Permanent Rules Relating to Water Treatment

The rules proposed and published at *State Register*, Volume 25, Number 27, pages 1232-1238, January 2, 2001 (25 SR 1232), are adopted as proposed.

Department of Agriculture

Adopted Permanent Rules Relating to Meat Labeling

The rules proposed and published at *State Register*, Volume 25, Number 30, pages 1311-1312, January 22, 2001 (25 SR 1311), are adopted as proposed.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Executive Orders

The governor has the authority to issue written statements of orders, called Executive Orders, as well as Emergency Executive Orders. The governor's authority is specified in the *Constitution of the State of Minnesota*, Article V, and in *Minnesota Statutes* 4.035. Emergency Executive Orders, for protection from an imminent threat to health and safety, become effective immediately, are filed with the secretary of state, and published in the *State Register* as soon as possible after they are issued. Other Executive Orders become effective 15 days after publication in the *State Register* and filing with the secretary of state. Unless otherwise specified, an executive order expires 90 days after the date the governor who issued the order vacates office.

Office of the Governor

Emergency Executive Order 01-02 Providing for Personnel and Equipment for the Monticello Nuclear Power Plant Drill and Exercise

I, **JESSE VENTURA, GOVERNOR OF THE STATE OF MINNESOTA**, by virtue of the authority vested in me by the Constitution and the applicable statutes, do hereby issue this Emergency Executive Order:

WHEREAS, the Minnesota Department of Public Safety, Division of Emergency Management, has requested assistance in providing personnel and equipment to support the Monticello Nuclear Power Plant Drill and Exercise; and

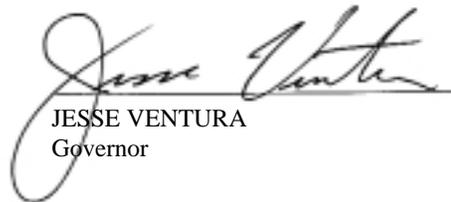
WHEREAS, adequate personnel and equipment are not available from the Department of Public Safety, other participating agencies, Sherburne and Wright Counties of Minnesota and other local authorities;

NOW, THEREFORE, I hereby order that:

1. The Adjutant General of Minnesota order to state active duty on or about March 27, 2001, April 12 and 25, 2001, and June 5 and 6, 2001, in the service of the State, such personnel and equipment of the military forces of the State needed by the Department of Public Safety and Sherburne and Wright Counties to successfully complete the Monticello Nuclear Power Plant Drill and Exercise.
2. The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be paid by the Department of Public Safety, Division of Emergency Management, as provided by an interdepartmental agreement dated August 7, 1995.

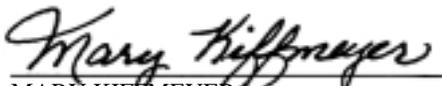
Pursuant to *Minnesota Statutes* 2000, section 4.035, subd. 2, this Order is effective March 27, 2001, through June 6, 2001.

IN TESTIMONY WHEREOF, I have set my hand this twenty-seventh day of March, 2001.



JESSE VENTURA
Governor

Filed According to Law:



MARY KIFFMEYER
Secretary of State

Official Notices

Pursuant to Minnesota Statutes §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking. The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

Department of Children, Families and Learning Food and Nutrition Service

Notice of Change in Eligibility Requirements for For-Profit Child Care Centers to Participate in the Child and Adult Care Food Program

Public Law 106-554, the Consolidated Appropriation Act of 2001, amended the Richard B. Russell National School Lunch Act to authorize for-profit child care centers to participate in the Child and Adult Care Food Program when at least 25 percent of enrolled children qualify for free or reduced-price meals under U.S. Department of Agriculture guidelines. The Child and Adult Care Food Program offers reimbursement for meals and snacks served to children in care. Eligibility for the Child and Adult Care Food Program under this provision will expire September 30, 2001.

For more information, contact:

Department of Children, Families and Learning
Food and Nutrition Service
1500 Highway 36 West
Roseville, MN 55113-4266
Phone: (651) 582-8526 or (800) 366-8922
Email: fns@state.mn.us

Department of Commerce Minnesota Joint Underwriting Association

Notice of Activation to Insure Specified Classes of Business and Public Hearing

NOTICE IS HEREBY GIVEN that, pursuant to *Minnesota Statutes*, section 62I.21, the Minnesota Joint Underwriting Association (MJUA) and the Market Assistance Plan (MAP) are activated to provide assistance to the following classes of business unable to obtain insurance from private insurers:

general liability for skilled care nursing facilities professional liability for skilled care nursing facilities
property insurance for skilled care nursing facilities general liability for board and care homes professional
liability for board and care homes property insurance for board and care homes

The MJUA and MAP are activated to provide assistance to the above classes of business for a period of 180 days following publication of this notice. A public hearing will be held, for the purpose of determining whether activation should continue beyond 180 days, at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota, 55401-2138, on Thursday, May 31, 2001, at 9:30 a.m. and continuing until all interested persons and groups have had an opportunity to be heard. The hearing shall be governed by *Minnesota Statute* Sections 14.57-14.69 and by *Minnesota Rules* Parts 1400.1500-1400.8400, (1985). Questions regarding the procedure may be directed to Administrative Law Judge Allan W. Klein, Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, MN 55401-2138, **phone:** (612) 341-7609. The authority for this proceeding is found in Chapter 62I of *Minnesota Statutes*, specifically sections 62I.21 and 62I.22. (A copy of those sections follows this notice.)

Prior to the hearing a pre-hearing conference will be held at 1:30 p.m. on Tuesday, May 1, 2001, at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138.

Minnesota Statutes, Chapter 62I, which governs the Minnesota Joint Underwriting Association provides for temporary activation for 180 days by the Commissioner of Commerce. To extend the Minnesota Joint Underwriting Association's authority beyond the 180 day period a hearing must be held. Those classes of business for which the Minnesota Joint Underwriting Association was

Official Notices

temporarily activated, by this notice and by previously published notices, must prove, at the hearing, that they meet the statutory requirements for coverage by the Minnesota Joint Underwriting Association.

Among those requirements are:

- (1) That members of those classes are unable to obtain insurance through ordinary means;
- (2) That the insurance being sought is required by statute, ordinance, or otherwise required by law, or is necessary to earn a livelihood or conduct a business; and
- (3) That the classes of business serve a public purpose.

The classes of business specified in this notice and previously published notices must be shown to meet the statutory requirements of the Minnesota Joint Underwriting Association's authority to provide coverage to them will end after 180 days from the date the notice of activation was published in the *State Register*.

Activation of a class of business does not guarantee coverage to any class member. Coverage of individual class members is determined by the Minnesota Joint Underwriting Association on a case by case basis once the class has been activated. The MJUA's address is: Pioneer Post Office Box 1760, St. Paul, Minnesota 55101. Their phone number is (651) 222-0484.

The Department strongly suggests that any persons affected by this hearing or otherwise interested in the proceedings familiarize themselves with the requirements of Chapter 62I and the contested case procedures prior to the hearing, that they take such other steps as are appropriate to protect their interest and that any questions they may have as to how to proceed or how to participate at the hearing be directed to the Administrative Law Judge prior to the hearing.

All interested or affected persons will have an opportunity to participate at the hearing. Questioning of agency representatives or witnesses, and of interested persons making oral statements will be allowed in the manner set forth in the Rules pertaining to contested cases (*Minnesota Rules* parts 1400.1500-1400.8400).

Anyone wishing to oppose activation beyond the 180 days for any particular class, must file a petition to intervene with the administrative law judge at least 10 days before the hearing date. If no notice to intervene is filed for a class, then the class is activated beyond the 180 day period without further action.

Minnesota Statutes chapter 10A requires each lobbyist to register with the State of Ethical Practices Board within five days after he or she commences lobbying. A lobbyist is defined in *Minnesota Statute* Section 10A.01, subdivision 11 as an individual:

- (a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than \$250, not including travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or
- (b) Who spends more than \$250, not including travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, Minnesota 55101, **phone:** (612) 296-5148.

Dated: 30 March 2001

62I.21 ACTIVATION OF MARKET ASSISTANCE PLAN AND JOINT UNDERWRITING ASSOCIATION.

Upon submission of an application for placement of general liability insurance coverage under section 62I.13 in a class of business for which the market assistance plan and the joint underwriting association are not then activated, where the applicant has been refused coverage within the meaning of section 62I.13, subdivision 2, the commissioner may by notice in the *State Register* activate the market assistance plan and the joint underwriting association on Minnesota risks for the class of business. The plan and association are activated for a period of 180 days from publication of the notice. At the same time the notice is published the commissioner shall prepare a written petition requesting that a hearing be held to determine whether activation of the market assistance plan and joint underwriting association is necessary beyond the 180-day period. The hearing must be held in accordance with section 62I.22. The commissioner by order shall deactivate a market assistance program and the joint underwriting association at any time the commissioner finds that the market assistance program and the joint underwriting association are not necessary.

62I.22 HEARING

Subdivision 1. **Administrative Law Judge.** The commissioner shall forward a copy of the petition to activate the market assistance plan and the joint underwriting association with respect to a class of business to the chief administrative law judge. The chief administrative law judge shall, within three business days of receipt of the copy of the petition, set a hearing date, assign an admin-

istrative law judge to hear the matter, and notify the commissioner of the hearing date and the administrative law judge assigned to hear the matter. The hearing date must be no less than 60 days nor more than 90 days from the date of receipt of the petition by the chief administrative law judge.

Subdivision 2. **Notice.** The commissioner of commerce shall publish notice of the hearing in the *State Register* at least 30 days before the hearing date. The notice should be that used for rulemaking under chapter 14. Approval by the administrative law judge of the notice prior to publication is not required. The notice must contain a statement that anyone wishing to oppose activation beyond 180 days for any particular class, must file a petition to intervene with the administrative law judge at least ten days before the hearing date. If no notice to intervene is filed for a class, then the class is activated beyond the 180-day period without further action.

Subdivision 3. **Contested case: report.** The hearing and all matters after the hearing are a contested case under chapter 14. Within 45 days from the commencement of the hearing and within 15 days of the completion of the hearing the administrative law judge shall submit a report to the commissioner of commerce. The parties, or the administrative law judge, if the parties cannot agree, shall adjust all time requirements under the contested case procedure to conform with the 45-day requirement.

Subdivision 4. **Decision.** The commissioner shall make a decision within ten days of the receipt of the administrative law judge's report.

Subdivision 5. **Waiver of modification.** If all parties to the proceeding agree, any of the requirements of this section may be waived or modified.

Subdivision 6. **Case presentation.** The department of commerce, upon request by small businesses as defined by section 14.115, subdivision 1, shall assist small businesses in any specific class requesting continuation of coverage beyond the 180-day period, in coordinating the class and presenting the case in the contested hearing.

Emergency Medical Services Regulatory Board

Notice of Completed Application In the Matter of the License Application of Windom Ambulance Service, Windom, Minnesota

PLEASE TAKE NOTICE that the Emergency Medical Services Regulatory Board (hereinafter "EMSRB") has received a completed application from **Windom Ambulance Service, Windom, Minnesota**, for a new type of service, advanced ambulance service-specialized.

NOTICE IS HEREBY GIVEN that, pursuant to *Minnesota Statute* 144E.11, subd. 3, each municipality, county, community health board, governing body of a regional emergency medical services system, ambulance service and other person wishing to make recommendations or comments concerning the disposition of the application shall make written recommendations or comments opposing the application to the EMSRB within 30 days or by **May 9, 2001, 4:30 p.m.** Written recommendations or comments opposing the application should be sent to: Mary Hedges, Executive Director, EMSRB, 2829 University Ave. SE, # 310, Minneapolis, Minnesota 55414-3222.

If fewer than six comments opposing the application are received during the comment period, and the EMSRB has determined, after considering the factors in *Minnesota Statute* 144E.11, subd. 6, that the proposed service is needed, the applicant will be exempt from a contested case hearing, pursuant to *Minnesota Statute* 144E.11, subd. 4. If six or more recommendations or comments in opposition to the application are received during the comment period or the EMSRB denies the application, the applicant shall be given the option of immediately proceeding to a contested case hearing or trying to resolve the objections within 30 days, pursuant to *Minnesota Statute* 144E.11, subd. 5(a)(b). If the applicant is unable to resolve the objections within 30 days, or if the applicant initially requests a hearing, a contested case hearing will be scheduled and notice of the hearing given pursuant to *Minnesota Statute* 144E.11, subd. 5(c)(e).

Dated: 3 April 2001

Mary F. Hedges, Executive Director

Department of Human Services

Family and Children's Services – Children's Mental Health

Public Notice of Medical Assistance Children's Mental Health Rehabilitative Services and Rates

NOTICE IS HEREBY GIVEN to recipients, providers of services under the Medical Assistance (MA) Program, and to the public of new MA Program mental health rehabilitative services and rates. This notice is published pursuant to 42 *Code of Federal Regulations* §447.205, which requires public notice of significant proposed changes in methods and standards for setting payment rates for MA services.

Minnesota's MA Program offers family community support services to children and young adults with mental illness. *Laws of Minnesota 1999*, chapter 245, article 4, section 49 (amending *Minnesota Statutes*, §256B.0625, subdivision 35) added four MA children's mental health rehabilitative components to the family community support services package: 1) services provided by mental health behavioral aides (MHBAs) under the direction of mental health professionals or mental health practitioners; 2) outpatient crisis intervention and crisis stabilization services; 3) the therapeutic components of preschool programs; and 4) the therapeutic components of therapeutic camp programs.

On November 27, 2000 at 25 SR 1012, the Department published a Notice of Hearing on proposed permanent rules relating to family community support services. A public hearing was held on January 5, 2001 at the Department of Human Services, 444 Lafayette Road, St. Paul, Minnesota. The four new components of the family community support services package will be eligible for MA payment upon Department promulgation of these implementing rules and upon federal approval of an amendment to Minnesota's MA State plan. It is the Department's expectation that providers will be able to bill for these services for provision dates on or after April 10, 2001.

1. Services provided by mental health behavioral aides (MHBAs) under the direction of mental health professionals or mental health practitioners.

Mental health behavioral aides will provide services designed to improve a child's skill development and support the family in activities of daily and community living. The MHBA will implement strategies identified in a child's treatment plan so that the child acquires appropriate daily living skills, social skills, and leisure and recreation skills.

The Department has proposed two levels of MHBA service. A Level I MHBA must be at least 18 years of age, have a high school diploma or general equivalency diploma (GED) or two years experience as a primary caregiver to a child with severe emotional disturbance within the previous ten years, and complete specific orientation and training requirements. A Level II MHBA is experienced and trained at higher level. A Level II MHBA must have an associate degree or bachelor's degree or have 4,000 hours of experience in delivering clinical services in the treatment of mental illness concerning children or young adults. A Level II MHBA must complete the same orientation and training requirements.

The Department anticipates that the payment rates will be as follows:

- For Level I MHBAs, the lower of the submitted charge or \$8.50 per 30 minute unit.
- For Level II MHBAs, the lower of the submitted charge or \$12.50 per 30 minute unit.
- For mental health professional or mental health practitioner supervision of MHBAs, the lower of the submitted charge or \$13.00 per 30 minute unit.

2. Outpatient crisis intervention and crisis stabilization services.

Crisis intervention and crisis stabilization services will be provided on-site by a mobile crisis response team comprised of at least two mental health professionals or at least one mental health professional and one mental health practitioner under the clinical supervision of the mental health professional. At least one member of the crisis response team will provide the on-site intervention and stabilization services.

Although the service will be provided by a team, because the composition of the team may vary in level of staffing and education level, the Department expects to pay individually for the services of each member of the team. The Department anticipates that the payment rates will be as follows:

- For doctoral prepared mental health professionals, the lower of the submitted charge or \$39.00 per 30 minute unit.
- For master's prepared mental health professionals, the lower of the submitted charge or \$31.20 per 30 minute unit.
- For mental health practitioners supervised by doctoral prepared mental health professionals, the lower of the submitted charge or \$19.50 per 30 minute unit.

- For mental health practitioners supervised by master's prepared mental health professionals, the lower of the submitted charge or \$15.60 per 30 minute unit.

Additionally, the mobile crisis response team may receive payment for travel time. The maximum payment allowed will be \$0.51 per minute.

3. Therapeutic components of preschool programs.

These are therapeutic elements of licensed day programs providing mental health services to children who are at least 33 months old but not yet attending kindergarten. The therapeutic components that the Department plans to pay providers for are: 1) individual or group psychotherapy; and 2) if they are included in a child's individual treatment plan or individual behavior plan, recreation therapy, socialization therapy, and independent living skills therapy.

Therapeutic components of preschool programs will be provided by a team of multi disciplinary staff under the clinical supervision of a mental health professional. The team will include at least one mental health professional and one or more of the following: a mental health practitioner under the clinical supervision of a mental health professional on the team or a preschool program staff person (teacher, assistant teacher, or aide) if the person meets the qualifications and training of a Level I MHBA and is under the direction of a mental health professional.

The Department anticipates that the payment rate will be the lower of the submitted charge or \$28.00 per one hour unit.

4. Therapeutic components of therapeutic camp programs.

These are therapeutic elements of a structured recreational program of treatment and care provided by licensed day programs; entities that meet the state licensing criteria for day programs, but operated no more than 30 days in any 12-month period; and accredited camps. The therapeutic components are the same as those for the preschool programs. Therapeutic components of therapeutic camp programs will be provided by a multi disciplinary team. The team will include at least one camp program staff person if the person meets the qualifications and training of a Level I MHBA and is under the direction of a mental health professional, and at least one mental health professional or mental health practitioner under the clinical supervision of a mental health professional. The majority of the therapy will be provided in a group session by camp program staff that meet the qualifications and training of Level I MHBAs.

The Department anticipates that the payment rate will be the lower of the submitted charge or \$18.00 per one hour unit.

Pursuant to 42 *Code of Federal Regulations* §447.205(c)(5), the Department must provide an address where written comments may be sent and reviewed by the public. Written comments and requests for information (including the proposed rule, rule hearing documents, proposed rates, and the estimated costs for the four new components of the family community support services package) may be sent to:

Ms. Karry Udvig
Family and Children's Services
Children's Mental Health
Minnesota Department of Human Services
444 Lafayette Road North
St. Paul, Minnesota 55155-3860
Phone: (651) 215-1004

Minnesota Comprehensive Health Association

Notice of Meeting of the Board of Directors

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA) Board of Directors will be held on Monday, April 9, 2001, at the Holiday Inn Metrodome, 1500 Washington Avenue South, Minneapolis, MN at 9:00 a.m.

For additional information, please call Lynn Gruber at (952) 593-9609.

Official Notices

Public Employees Retirement Association (PERA)

Notice of Board of Trustees Meeting

A regular meeting of the Board of Trustees of the Public Employees Retirement Association (PERA) will be held on Thursday, April 12, 2001, at 9:30 a.m., in the PERA offices, 514 St. Peter Street, Suite 200 – Skyway Level, St. Paul, Minnesota.

United States Department of Agriculture

Natural Resources Conservation Service (NRCS)

Request for Comments on Conservation Practice Standards

The USDA Natural Resources Conservation Service (NRCS) is requesting comments on the proposed revision and development of the following NRCS-Field Office Technical Guide conservation practice standards:

1. Fencing – 382
2. Forage Harvest Management – 511
3. Prescribed Grazing – 528A
4. Nutrient Management – 590
5. Waste Utilization – 633
6. Pasture and Hayland Planting – 512

Interested individuals or groups may submit comments or information on these draft practice standards in writing or by email until 4:30 p.m., April 13, 2001.

Written comments, questions, and requests for more information should be addressed to:

Paul Flynn
USDA-NRCS
375 Jackson St., Suite 600
St. Paul, MN 55101
Phone: (651) 602-7870
Email: paul.flynn@mn.usda.gov.
William Hunt
State Conservationist

State Grants & Loans

In addition to requests by state agencies for technical/professional services (published in the State Contracts section), the *State Register* also publishes notices about grants and loans available through any agency or branch of state government. Although some grant and loan programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself. Agencies are encouraged to publish grant and loan notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Department of Corrections Grants and Subsidies Unit

Notice of Availability of Funds

The Minnesota Department of Corrections (DOC), Community and Juvenile Services Division, Grants and Subsidies Unit, announces the re-issuance of a Request for Proposals (RFP) for state grant funds for two-year projects in the following categories. The original RFP published on January 16, 2001, did not include private, for-profit organizations in the eligibility section. Those who responded to the previous notice do not have to reapply.

1. **Adult Female Offender:** Grants of up to \$15,000 per year (\$123,000 total) are available to provide model programming for adult female offenders. Private, for-profit, non-profit 501 (c)(3) organizations, local units of government, and American Indian tribal governments are eligible to apply. Grants are for the twenty-four (24) month period from July 1, 2001, through June 30, 2003. **All applications are due Monday, April 30, 2001.**
2. **Adult Female Offender Recidivism:** One grant of \$62,000 per year is available to establish transitional services for female adult offenders being released from the Minnesota Correctional Facility (MCF)-Shakopee for the second or subsequent times. Private, for-profit, non-profit 501 (c)(3) organizations, local units of government, and American Indian tribal governments are eligible to apply for these funds. The grant is for the twenty-four (24) month period from July 1, 2001, through June 30, 2003. Successful applicants may be eligible to request an additional four years of funding. **All applications are due Monday, April 30, 2001.**
3. **Juvenile Female Offender:** Grants of up to \$15,000 per year (\$120,000 total) are available to establish model programming for at-risk or adjudicated juvenile females. Private, for-profit, non-profit 501 (c)(3) organizations, local units of government, and American Indian tribal governments are eligible to apply for these funds. Grants are for the twenty-four (24) month period from July 1, 2001, through June 30, 2003. Successful applicants may be eligible to request an additional two years of funding. **All applications are due Monday, April 30, 2001.**

To receive a copy of any of the RFPs that describe in detail how to apply for funding, contact:

Lynda Davis
Minnesota Department of Corrections
Community/Juvenile Services Division
Grants and Subsidies Unit
1450 Energy Park Drive, Suite 200
St. Paul, Minnesota 55108-5219
Phone: (651) 643-2533
TTY: (651) 643-3589
Email: ldavis@co.doc.state.mn.us

RFPs can be accessed on the DOC website at www.doc.state.mn.us

State Contracts

Department of Administration procedures require that notice of any consultant services contract or professional and technical services contract which has an estimated cost of over \$25,000 be printed in the *State Register*. These procedures also require that the following information be included in the notice: agency name and address, name of agency contact person, description of project and tasks, cost estimate and final submission date and time of completed proposal. Certain quasi-state agencies and MnSCU institutions are exempted from these provisions. In accordance with *Minnesota Rules* 1230.1910, certified Targeted Group Businesses and individuals submitting proposals as prime contractors shall receive the equivalent of a 6% preference in the evaluation of their proposal. Certified Economically Disadvantaged Businesses and individuals shall receive the equivalent of a 4% preference in the evaluation of their proposal. For information regarding certification, call the Materials Management Helpline (651) 296-2600 or [TTY (651) 282-5799.]

Minnesota State Colleges and Universities

Winona State University for Onsite Generation Project

Request for Proposals (RFP)

Procurement and Implementation Schedule

RFP Release Date: 4/10/01

Vendor's Conference: (1:00 p.m., – 4:00 p.m.) 4/19/01

RFP Response Submission Deadline: 5/1/01 **(By 3:00 p.m.)**

Notification to Selected Vendors: 5/08/01

Interviews with Selected Vendors: week of 5/13/01

Final Selection of Vendor: 6/1/01

Execution of Contract with Selected Vendor: 6/14/01

Written Communications

Written questions or communications with WSU regarding this RFP must be submitted in sealed envelopes or via fax. The communication must clearly state the appropriate RFP reference (i.e. subject plus page and section numbers) and must generally state the contents of the communication (for example, "RFP Questions" or "RFP comments") on the outside of the envelope or on the fax cover sheet. Any envelope or fax not carrying this designation will be assumed to be general mail, and will not receive priority attention.

All written communications must be addressed or faxed to:

Sebesta Blomberg & Associates

2381 Rosegate

P.O. Box 131750

Roseville, MN 55113

Phone: (651) 624-0775

Fax: (651) 634-7400

Attn: Mr. Dave Boyles

For all purposes of this RFP, Mr. Boyles shall be the "WSU Contact."

Proposal Submissions

In order to be considered for selection, sealed proposals must be received at the WSU Business office at address identified below and time stamped by the WSU Contact no later than **3:00 p.m., CDT on May 1st, 2001**. Proposals should be noted "Winona State University Onsite Generation Project" on the outside of the envelope.

Winona State University Physical Plant

P.O. Box 5838

175 West Mark Street

Winona, MN 55987

Attn: Mr. Richard Lande

Physical Plant/Facility Manager

A vendor's response received after the deadline will not be accepted.

- Receipt by WSU of a proposals received after the closing date and time as stated herein must not be construed as acceptance of the proposal. Late proposals will be logged as to date/time received and thereafter returned to the late vendor.
- If delivery of the proposal is not made by courier or in person, the use of certified or registered mail is suggested. **Note:** Use of certified or registered mail does not relieve the vendor of the responsibility ensure the proposal is date/time stamped as specified above.
- Proposals made in pencil will be rejected. Alteration in cost figures used to determine price will be rejected unless initialed in ink by the person responsible for or authorized to make decisions as to the price quoted. Proof of authorization shall be provided upon WSU request. The use of "white-out" is considered an alteration.
- The Affidavit of Non-Collusion attached to this RFP must be completed and returned with the proposal.

All responders must have a certificate of compliance as to affirmative action issued by the State of Minnesota Department of Human Rights prior to the opening of proposals.

Minnesota State Colleges and Universities

St. Cloud State University

Bids Sought for Flight Training Device

Sealed proposals for items hereinafter described will be received by St. Cloud State University at the Business Office, St. Cloud State University, St. Cloud Minnesota until **3:00 p.m., on May 15, 2001** and will then be publicly opened and read aloud. The right is reserved to accept or reject any or all bids or parts of bids and to waive informalities therein.

Bids are requested for a **Flight Training Device(s)** as per plans and specifications available in the Business Office, St. Cloud State University.

For further information contact:

Lisa Sparks
Director of Purchasing
St. Cloud State University
720 4th Ave., S.
St. Cloud, MN 56301-4498
Phone: (320) 255-4788

Department of Corrections

Notice of Request for Proposals Juvenile Female State Commit Residential Program

The Minnesota Department of Corrections (DOC) is requesting proposals for the provision of establishing and operating a residential treatment program for adolescent females committed to the Minnesota Commissioner of Corrections, and adolescent girls who are awaiting a revocation of parole hearing and/or have had their parole revoked for a period of time, per *Minnesota Laws* 1999, Chapter 216, Article 4, Section 15. The DOC is committed to providing residential services for adjudicated girls which are gender and culturally responsive within a restorative justice framework.

It is anticipated that the contract resulting from this RFP will be for a period of twenty three months effective August 1, 2001, with two one year extensions possible at the discretion of the DOC and with the concurrence of the potential contractor. Dollar amount for the twenty three month contract must not exceed \$1,150,000.

Potential responders interested in submitting a proposal should call, write, fax or email for the full RFP which will be sent free of charge to interested vendors. Proposals must be submitted to the department contact listed below. Other department personnel are NOT allowed to discuss the Request for Proposal with anyone, including responders, before the proposal submission deadline. Proposals must be received by the contact person listed below no later than **2:30 p.m., CDT, May 11, 2001**.

State Contracts

David Johnson, Juvenile Services Division
Minnesota Department of Corrections
1450 Energy Park Drive, Suite 200
St. Paul, MN 55108-5219
Phone: (651) 642-0334
Fax: (651) 642-0314
Email: djohnson@co.doc.state.mn.us

Board of Electricity

Notice Of Request For Proposals For Providing Electrical Inspection Service For Fiscal Year 2002 (July 1, 2001 Through June 30, 2002)

The Board of Electricity is requesting proposals to provide electrical inspection service in most areas of the state that are not provided with local electrical inspection service. In accordance with *Minnesota Statutes* section 326.241, subdivision 2(2), all individuals providing inspection service must be licensed as journeyman or master electricians.

A detailed Request for Proposals packet has been prepared by the Board that defines geographical inspection areas, minimum service requirements, and other related information. The packet must be picked up at the board office or mailed, it cannot be faxed or emailed.

Prospective responders interested in submitting a proposal for this service should request the detailed Request for Proposals. Requests for the detailed Request for Proposals and related questions should be directed to the following person:

John I. Williamson, Assistant Executive Secretary
Minnesota Board of Electricity
Griggs-Midway Building, Suite S-128
1821 University Avenue
St. Paul, MN 55104
Phone: (651) 642-0800
Fax: (651) 642-0441
Email: john.williamson@state.mn.us

Proposals must be received at the Board office by **4:30 p.m., Central Time, Tuesday, May 8, 2001**. Late proposals will not be considered.

Department of Health

Division of Family Health

Notice of Request for Proposals to Provide Operations and Enhancements, Help Desk Services, and Hardware Support for the Automated Management Information System of the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC Program)

The Minnesota Department of Health's WIC Program is soliciting proposals for management information services for three years. These services are with respect to the Minnesota WIC Program's automated management information system (System). The System is comprised of several components, including the Computerized Health Information Program (which is the front-end participant information component), the AS400 back-end, the voucher information system, local system administrator functionality, the reporting system, and the RS6000 data communications component. The required services are:

1. ongoing support, maintenance, operation, and enhancement of the System;
2. help desk services; and
3. hardware support.

The WIC Program's current contract for these services expires on November 19, 2001. Because of preparatory work needed before the end of the current contract, it is expected that the contract will begin on August 1, 2001, or as soon as all signatures can be obtained on the contract, and will end on July 31, 2004. The Department estimates that the total cost of these services will not exceed \$8,000,000.

Copies of the complete Request for Proposals can be obtained by contacting:

Cindy Malm
WIC Program
Minnesota Department of Health
P.O. Box 64882
St. Paul, MN 55164-0882
Phone: (651) 281-9919
Fax: (651) 215-8951
Email: cindy.malm@health.state.mn.us

Proposals are due by 4:00 p.m., on May 29, 2001.

Minnesota Historical Society

Minnesota History Center

Request for Proposals for Signage and Wayfinding Master Plan Redesign

The Minnesota Historical Society seeks proposals to evaluate and redesign an existing exterior wayfinding and signage system for the Minnesota History Center in St. Paul. The scope of this work includes the revisions to museum identity signage; streetscape signs; and overall site exterior signage systems that conform to the History Center's graphic identity. All proposals should include wayfinding and orientation strategies, and an outline of the planning and implementation process and project schedule.

The Request for Proposals is available by contacting Chris M. Bonnell, Contracting Officer, Minnesota Historical Society, 345 Kellogg Boulevard West. St. Paul, Minnesota 55102, **phone:** (651) 297-5863, **email:** chris.bonnell@mnhs.org

All proposals must be received by Chris M. Bonnell, Contracting Officer, or his agent, Minnesota Historical Society, 345 Kellogg Boulevard West. St. Paul, MN 55102 no later than **2:00 p.m., on Monday, April 30, 2001**. A bid opening will be held at this time. **Late proposals will not be considered.** Authorized agents for receipt of proposals are the following: Contracting/Procurement Technician or any Work Service Center staff member in the Finance and Administration Division on the 4th floor of the History Center. Proposals may not be delivered to the information desk, to the Capital Security guard or to any location or individual other than as specified above.

Department of Natural Resources

Division of Parks and Recreation

Notice of Request for Proposal for Design, Construction and Installation of Prairie Passage Project Non-personal and Self-guided Interpretive Services. This is a re-bid of a previous Request for Proposal

NOTICE IS HEREBY GIVEN to request proposals to design, construct and install the Prairie Passage interpretive/ informational materials, posters, kiosks, self-guided interpretive trail, roadside stop/ pull-off interpretive signs, and learning trunks.

This project will design, write, print, produce, construct, assemble and install the Prairie Passage project's non-personal and self-guided interpretive services At Blue Mounds and Camden State Parks and two highway rest stops. This project will write the text, produce the illustrations and photographic images, finalize the designs and layouts, print, create construction drawings and construct, deliver and install the kiosks, signs and markers, posters and brochures, and assemble the learning trunks as described in the RFP Tasks.

State Contracts

Proposals shall be based on the RFP Tasks to be completed and delivered to the Department of Natural Resources within 12 months from the date of project authorization or June 30, 2002, which ever comes first. Proposals must be submitted by **4:30 p.m. May 9, 2001.**

To submit proposals or for additional information, contact:

Robert Beck
Parks and Recreation - Interpretive Services
MN Department of Natural Resources
261 Highway 15 South
New Ulm, MN 56073-8915
Phone: (507) 359-6062
Email: bob.beck@dnr.state.mn.us

Non-State Contracts & Grants

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *State Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector. It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of project and tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact the editor for further details.

University of Minnesota

Notice of Bid Information Service (BIS) Available for All Potential Vendors

The University of Minnesota offers 24 hour/day, 7 day/week access to all Request for Bids/Proposals through its web based Bid Information Services (BIS). Subscriptions to BIS are \$75/year. Visit our web site at bidinfo.umn.edu or call the BIS Coordinator at (612) 625-5534.

Requests for Bids/Proposals are available to the public at no charge each business day from 8:00 a.m. to 4:30 p.m. in Purchasing Services lobby, Suite 560, 1300 S. 2nd Street, Mpls., MN 55454.

Available at Minnesota Bookstore
Order form on back page

Did you know that Minnesota's Bookstore offers more than 5,000 lake-depth maps?

Are you frustrated when you go looking for a lake-depth map of your favorite nearby "fishing hole"? Minnesota's Bookstore has more than 5,000 lake-depth maps charted by the MN Dept. of Natural Resources. Give us a call and tell us the name of the lake, the county in which it is located, and any nearby town or landmark. We'll check our listings and chances are, we'll have your lake map!
Call Mon-Fri/8am-5pm 651.297.3000 metro 800.657.3757 nationwide

Minnesota Lake Master CDROM

This new CDROM by Lake Master features 101 MN lakes with detailed lake-depth information and hotspots PLUS a GPS interface and the capacity to chart your favorite fishing spots with pin-point accuracy. Software allows you to input the date, time of day, lure used, species, etc. on every lake map. (Windows 95, 98 or 2000. 32MB RAM, 100 MHz.) **Stock Number 20-50 \$49.00**

North Central GPS Companion

Pocket-sized book charts the latitude of 8200 cities and landmarks throughout Minnesota, Iowa and Wisconsin. Great for the avid angler, explorer, hunter, aviator...
Softcover, 178pp. **Stock No. 12-4 \$13.95**

MN Muskie Fishing Guide

This Sportsman's Connection book guides you to great spots throughout the state for muskie fishing. With over 50 marked fishing maps, tips and hot spots from experts, and GPS grids for large lakes, you'll have an upper hand in the battle with the muskie. Spiral-bound, 184pp. **Stock No. 20-14 \$19.95**

DREAMING OF THE FISHING OPENER!



Twin Cities Fishing Guide

This book by Sybil Smith features lake-depth maps, stocking information and hot spots along with great fishing tips for successful angling in the metro area. Softcover, 217pp.
Stock No. 19-55 \$14.95

Better Homes & Gardens New Garden Book

From a trusted publisher comes this truly comprehensive, full-color book. More than 400 photos let you see exactly what plants look like, from flowers to trees to vegetables, both close up and in garden settings. Learn step-by-step all the tricks to caring for a variety of plants. One hundred pages of illustrated plant portfolios and 65 pages of handy charts give you thorough descriptions of more than 800 plants, diseases and pests. Softcover, 384pp. **Stock No. 19-102 \$16.95**

Herbs for Northern Gardeners

An indispensable guide that will start you on the road to growing your own home herb garden. Step-by-step instructions are provided for planting and caring for herbs, along with herb uses in the kitchen, and an interesting look at how herbs have been used through the ages. Softcover, 64pp. **Stock No. 19-43 \$6.95**

Lois Hole's Favorite Trees & Shrubs

Get great tips from an expert on everything from selecting and buying trees and shrubs to choosing the best location, planting and caring for them. A tremendous resource, this book has photos on every page to make plant identification easy and to help you visualize your landscape plans. Softcover, 368pp. **Stock No. 19-23 \$15.95**

Trees & Shrubs for Northern Gardens

Learn from a master, Dr. Leon C. Snyder, from the University of Minnesota. Every tree and shrub is listed by both its scientific name and popular common name. Comprehensive technical descriptions of each species are given along with pertinent information on growing size, hardiness, landscape use and plant history and culture. You'll also learn basic landscape design and woody plant care and maintenance. 47 pages of color plates plus detailed pen and ink illustrations of each plant listed. Softcover, 311pp. **Stock Number 19-57 \$29.95**

Diseases of Trees & Shrubs

This color diagnostic guide provides photos of a wide variety of diseases for easy identification. Softcover, 12pp. **Stock No. 19-11 \$4.00**

Butterfly Gardening

Learn how to attract butterflies to your garden. Softcover, 21pp.
Stock No. 9-22 \$5.00

PLANNING THE PERFECT GARDEN!



